



S&H Form: by Attorney or Record on behalf of
Assignee or Record of the entire
interest §1.321(b)(i)(ii)

Docket No.: 1806.1003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Hiroshi YAMADA, et al.

Serial No. 10/514,411

Group Art Unit: 1752

Confirmation No. 4369

Filed: November 15, 2004

Examiner: Connie P. Johnson

For: PHOTORESISTIVE RESIN COMPOSITION FOR FORMING A LASER ENGRAVABLE
PRINTING ELEMENT

**TERMINAL DISCLAIMER TO OBLIGATE A DOUBLE
PATENTING REJECTION (37 C.F.R. 1.321(b))**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

**INTEREST AND TITLE OF PERSON MAKING THIS
TERMINAL DISCLAIMER**

I, Mark J. Henry, represent that I am the attorney of record for this application and am authorized to sign on behalf of the Assignee.

IDENTITY OF ASSIGNEE

The Assignee is Asahi Kasei Chemicals Corporation a corporation organized and existing under the laws of Japan, and having its office and principal place of business at 1-2, Yuraku-cho 1-chome, Chiyoda-ku, Tokyo 100-8440 Japan.

Pursuant to Rule 3.73(b), the Assignee is the current owner of the subject application pursuant to the Assignment identified below.

RECORD OF ASSIGNMENT IN PTO

The assignment of the above-referenced application was recorded on November 15, 2004 at Reel 016530, Frame 0001.

COMMON OWNERSHIP OF U.S. PATENT NO. 7,029,825

Serial No. 10/514,411
Art Unit 1752

Docket No. 1806.1003

Pursuant to Rule 3.73(b), the Assignee is the current owner of the subject application pursuant to the Assignment identified below. Assignee further confirms that it remains the owner of U.S. Patent No. 7,029,825, consistent with the indication of the Assignee on the face thereof.

CERTIFICATION OF TITLE

The evidentiary documents have been reviewed and the undersigned certifies that, to the best of said Assignee's knowledge and belief, title of the above-identified application and U.S. Patent No. 7,029,825 is in the said Assignee.

TERMINAL DISCLAIMER

Assignee hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. Patent No. 7,029,825, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to Patent No. 7,029,825, the agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as defined in 35 USC 154 to 156 and 173 of the Patent No. 7,029,825 as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R § 1.321(a), has all claims canceled by a re-examination certificate, is reissued, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned hereby declares that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

polyhedral particle. Therefore, the D₃/D₄ ratio of the present invention has no correlation with the D₁₀/D₉₀ ratio described in Mohri et al.

As apparent from the above, neither Watanabe et al. nor Mohri et al. describe an inorganic porous material having a specific average pore diameter, a specific pore volume and a specific number average particle diameter.

As explained in detail in item 1 above, Takemiya et al. have no teaching or suggestion about a photosensitive resin composition for forming a laser engravable printing element. Therefore, the photosensitive resin composition of the present invention containing a specific inorganic porous material is not obvious over Takemiya et al. in view of Watanabe et al. or Mohri et al. which have no teaching or suggestion about an inorganic porous material and the use thereof for the absorption removal of laser engraving debris.

From the forgoing, it is believed that the Examiner's rejections have been overcome, and the present application is now in condition for allowance.

Reconsideration and early favorable action on the claims are earnestly solicited.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date:

Aug 21 2006

By:

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CERTIFICATE UNDER 37 CFR 1.8(a)
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mail in an envelope addressed to: Comm'r of Patents,
P.O. Box 1450, Alexandria, VA 22314-1450
on Aug 21 2006
By Mark J. Henry
STAAS & HALSEY